

AKERMAN LLP

1635 VILLAGE CENTER CIRCLE, SUITE 200
LAS VEGAS, NEVADA 89134
TEL.: (702) 634-5000 – FAX: (702) 380-8572

1 ARIEL E. STERN, ESQ.
Nevada Bar No. 8276
2 MELANIE D. MORGAN, ESQ.
Nevada Bar No. 8215
3 LILITH V. XARA, ESQ.
Nevada Bar No. 13138
4 AKERMAN LLP
1635 Village Center Circle, Suite 200
5 Las Vegas, Nevada 89134
Telephone: (702) 634-5000
6 Facsimile: (702) 380-8572
Email: ariel.stern@akerman.com
7 Email: melamine.morgan@akerman.com
Email: lilith.xara@akerman.com

8 *Attorneys for plaintiff and counter-defendant*
9 *Bank of America, N.A., successor by merger to*
10 *BAC Home Loans Servicing, LP fka Countrywide*
Home Loans Servicing, LP

11 UNITED STATES DISTRICT COURT

12 DISTRICT OF NEVADA

13 BANK OF AMERICA, N.A., successor by
merger to BAC HOME LOANS SERVICING,
14 LP fka COUNTRYWIDE HOME LOANS
SERVICING, LP,

15 Plaintiff,

16 v.

17 TERRACES AT ROSE LAKE HOMEOWNERS
ASSOCIATION; SFR INVESTMENTS POOL
18 1, LLC; ALESSI & KOENIG, LLC,

19 Defendants.
20

Case No.: 2:16-cv-01106-GMN-NJK

21 **STIPULATION AND ORDER TO EXTEND**
DISMISSAL DEADLINE

(SECOND REQUEST)

22 Bank of America, N.A. (**BANA**) and Terraces at Rose Lake Homeowners Association
(**HOA**) submit the following stipulation to extend the deadline to file dismissal documents:

23 1. BANA and the HOA reached a settlement at the settlement conference on August 18,
24 2021. [**ECF No. 167**]. The parties were ordered that "a Stipulation of Dismissal and Proposed
25 Order must be filed by Friday, September 17, 2021." *Id.*

26 2. Following the settlement conference, both parties have taken substantial actions to
27 finalize the settlement, including, but not limited to, drafting and revising the settlement agreement,
28 and requesting the funds.

3. Due to unexpected delays in client communication the final draft of the settlement agreement required extra time and a first extension was requested and granted by this court on September 21, 2021.

4. After this extension, due to miscommunication between counsel for the HOA and the bank, the agreement, which had at that point been signed by BANA needed to be revised and finalized. The agreement is finalized by both parties and it is expected to be executed within a few days by BANA, but will take additional time to be executed by the HOA and the settlement finalized.

5. The parties expect this matter to be resolved in the near term and respectfully request the court extend the deadline to file dismissal documents by thirty (30) additional days. The parties intend to file dismissal documents as soon as possible.

6. This is the parties' second request for an extension of this deadline and is not intended to cause any delay or prejudice to any party.

DATED October 18, 2021.

AKERMAN LLP	BOYACK ORME & TAYLOR
<p><u>/s/ Lilith V. Xara</u> ARIEL E. STERN, ESQ. Nevada Bar No. 8276 MELANIE D. MORGAN, ESQ. Nevada Bar No. 8215 LILITH V. XARA, ESQ. Nevada Bar No. 13138 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134</p> <p><i>Attorneys for plaintiff and counter-defendant Bank of America, N.A., successor by merger to BAC Home Loans Servicing, LP fka Countrywide Home Loans Servicing, LP</i></p>	<p><u>/s/ Colli C. McKiever</u> EDWARD D. BOYACK, ESQ. Nevada Bar No. 5229 COLLI C. MCKIEVER, ESQ. Nevada Bar No. 13724 7432 W. Sahara Ave., Suite 101 Las Vegas, Nevada 89117</p> <p><i>Attorney for Terraces at Rose Lake Homeowners Association</i></p> <p>NO FURTHER EXTENSIONS WILL BE GRANTED.</p>

ORDER

IT IS SO ORDERED.

DATED: October 19, 2021


 Nancy J. Koppe
 United States Magistrate Judge